

REMARKS

The *Ex parte Quayle* Action dated October 2, 2008, has been carefully reviewed and the following comments are made in response thereto. In view of the amendments and the following remarks, Applicants respectfully request that the application is now in condition for allowance.

Applicants thank the Examiner for allowing claims 25, 26, and 28.

Applicants have submitted herewith a substitute sequence listing which identifies the source of SEQ ID NO: 1 and SEQ ID NO: 2 to be human as set fourth in the specification (*see* specification, page 14, line 23 to page 15, line 6). No new matter has been added.

The Objections to the Specification should be withdrawn

The Examiner objected to the Sequence Listing because SEQ ID NO: 1 and SEQ ID NO: 2 indicated that these sequences were from mouse rather than from human. Since the specification indicates the source of SEQ ID NO: 1 and SEQ ID NO: 2 to be human, the Examiner requested correction of the sequence listing. Applicants have herewith submitted a substitute sequence listing which makes the corrections to the source for SEQ ID NO: 1 and SEQ ID NO 2 in accordance with the Examiner's request. Therefore, Applicants request withdrawal of the objection to the specification.


Conclusion

It is respectfully submitted that the application is now in condition for allowance, early notice of which would be appreciated. Should the Examiner disagree, Applicants respectfully request a telephonic or in-person interview with the undersigned attorney to discuss any remaining issues and to expedite the eventual allowance of the application.

If there are any additional fees due in connection with the filing of this response, please charge the fees to our Deposit Account No. 50-0310. If a fee is required for an extension of time under 37 C.F.R. § 1.136 not accounted for above, such an extension is requested and the fee should also be charged to our Deposit Account.

Dated: October 22, 2008
Morgan, Lewis & Bockius LLP
Customer No. 09629
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
202-739-3000

Respectfully submitted,
Morgan, Lewis & Bockius LLP



Robert Smyth
Registration No. 50,801